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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

C 07 3009

Civil Case No.:

APPLICATION AND ORDER FOR
APPOINTMENT OF CURTIS F
GENSAW AS GUARDIAN *AD LITEM*
TO PLAINTIFFS WILLIAM ULMER-
GENSAW, CHARLES ULMER-
GENSAW, TERESITA ULMER-
GENSAW, AND ANGELICA ULMER
(Fed. R. Civ. Pr. 17(c))

SAMUEL L. GENSAW III, a minor, by and
through MARGARET L. GENSAW, his
mother/legal guardian; LENA-BELLE
GENSAW, a minor, by and through
MARGARET L. GENSAW, her mother/legal
guardian; JON-LUKE GENSAW, a minor,
by and through MARGARET L. GENSAW,
his mother/legal guardian; PETER R.
GENSAW, a minor, by and through
MARGARET L. GENSAW, his mother/legal
guardian; WILLIAM ULMER-GENSAW, a
minor, by and through CURTIS F.
GENSAW, his father/legal guardian;
ANGELICA ULMER, a minor, by and
through CURTIS F. GENSAW, her legal
guardian; CHARLES ULMER-GENSAW, a
minor, by and through CURTIS F.
GENSAW, his father/ legal guardian; and
TERESITA ULMER-GENSAW, a minor, by
and through CURTIS F. GENSAW, her
father/legal guardian; ISAAH PARSLEY, a
minor, by and through RUBY GRUBBS, his
foster parent and guardian ad litem; and
CHERRISA PARSLEY, a minor, by and
through RUBY GRUBBS, her foster parent
and guardian ad litem, Individually on Behalf
of Themselves and All Others Similarly

APPLICATION AND ORDER FOR APPOINTMENT OF CURTIS F. GENSAW AS GUARDIAN *AD LITEM* TO
PLAINTIFFS WILLIAM ULMER-GENSAW, CHARLES ULMER-GENSAW, TERESITA ULMER-GENSAW,
AND ANGELICA ULMER (Fed. R. Civ. Pr. 17(c))

1 Situated,

2 Plaintiffs,

3 v.

4 DEL NORTE COUNTY UNIFIED
5 SCHOOL DISTRICT; ROBERT
6 BERKOWITZ, in his official capacity as a
7 member of the Del Norte Unified School
8 District Board; THOMAS COCHRAN, in
9 his official capacity as a member of the Del
10 Norte Unified School District Board;
11 FAITH CRIST, in her official capacity as a
12 member of the Del Norte Unified School
13 District Board; WILLIAM MAFFETT, in
14 his official capacity as a member of the Del
15 Norte Unified School District Board; JAN
16 MOOREHOUSE, in her official capacity as
17 Superintendent of the Del Norte Unified
18 School District; and WILLIAM PARKER,
19 in his official capacity as a member of the
20 Del Norte Unified School District Board,

21 Defendants.

22 Curtis F. Gensaw hereby petitions the Court, pursuant to Fed. R. Civ. Pr. 17(c), to
23 appoint him as guardian *ad litem* to his children William Ulmer-Gensaw, a twelve year
24 old, Charles Ulmer-Gensaw, a nine year old, Teresita Ulmer-Gensaw, a five year old, and
25 to his legal guardian, Angelica Ulmer, a thirteen year old, for purposes of the above-
26 captioned lawsuit. Plaintiffs are minors and are not competent to prosecute this lawsuit
27 on their own behalf.

28 Simultaneously with this petition, Plaintiffs have filed a Complaint for Violations
of the Fourteenth Amendment to the United States Constitution, Title VI of the Civil
Rights Act of 1964, 42 U.S.C. § 2000d, and California Government Code Section 11135,
alleging discrimination on the basis of National Origin.

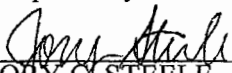
Curtis F. Gensaw is a competent and responsible person and is fully capable to act
on Plaintiffs' behalf as guardian *ad litem*. Curtis F. Gensaw is William's, Charles', and
Teresita's father, and Angelica's legal guardian, and is responsible for their well-being,

1 making his appointment particularly appropriate. Attached hereto as Exhibit A is Curtis
2 F. Gensaw's declaration in support of this Application.

3 WHEREFORE, Curtis F. Gensaw moves the Court for an order appointing him as
4 guardian *ad litem*, pursuant to Fed. R. Civ. Pr. 17(c), for the purpose of prosecuting this
5 action on behalf of Plaintiffs William Ulmer-Gensaw, Charles Ulmer-Gensaw, Teresita
6 Ulmer-Gensaw, and Angelica Ulmer.

7
8 Dated: June 8, 2007

Respectfully submitted,

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ORDER

The petition for an order appointing Curtis F. Gensaw as guardian *ad litem* to Plaintiffs William Ulmer-Gensaw, Charles Ulmer-Gensaw, Angelica Ulmer and Teresita Ulmer-Gensaw in the above-captioned matter, pursuant to Fed. R. Civ. Pr. 17(c), is GRANTED.

IT IS SO ORDERED.

Dated: 10/31, 2007



UNITED STATES DISTRICT COURT JUDGE